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April 11, 2005

The Commissioner of Patents  
MAIL STOP AMENDMENT  
P. O. Box 1450  
Alexandria, VA 22313-1450

Re: U.S. Patent Application Ser. No. 09/767,418. Publication No.: US 2003/0157976  
Applicant: Burton Simon  
Filed: 01/23/2001  
For: Multi-person Parimutuel Betting Games Based on Sporting Events

Dear Sir:

Enclosed are:

1. Transmittal letter;
2. Response, which includes Certificate of Mailing;
3. Mark-up of Amended Claims;
4. Firm return receipt post card

I will be calling the Examiner to discuss errors in the published application in a few days, giving you time to receive the enclosed documents.

Respectfully submitted,

H. Roy Berkenstock  
Reg. No. 24,719

HRB/tsc  
Enclosures

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RFW  
3713

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Applicant:

**Burton Simon**

Filed: **January 23, 2001**

Serial No. **09/767,418**

For: **Multi-person Parimutuel Betting  
Games Based on Sporting Events**

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Art Unit: **3713**

Examiner: **Mendoza, Robert J.**

Attorney Docket No.: **8054.01**

RESPONSE

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450


Dear Sir:

Applicant acknowledges receipt of the Notice of Non-Compliant Amendment issued in the above identified application on March 9, 2005.

Applicant herein submits a revised Mark-up of Amended Claims and requests they be substituted for the Mark-up and Clean copies submitted in its Amendment filed January 10, 2005.

If the Examiner feels that a telephone conference with Applicant's attorney would advance the prosecution of the application, he is invited to call the undersigned at 901-537-1108.

Respectfully submitted,

  
H. Roy Berkenstock  
Registration No. 24,719

ENCL.: 1) Amended version of the pending claims  
Date: April 11, 2005.

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CERTIFICATE UNDER 37 CFR 1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to; Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on April 11, 2005.

  
Leslie Vanlandingham